

ORDINANCE NO. 278

AN ORDINANCE DISANNEXING CERTAIN HEREINAFTER DESCRIBED TERRITORY FROM THE CITY OF MESQUITE, TEXAS; PROVIDING THAT SAID TERRITORY WILL NO LONGER BE CONSIDERED PART OF THE CITY OF MESQUITE FOR ANY PURPOSES; PROVIDING IN ALL OTHER RESPECTS THE LIMITS OF THE CITY OF MESQUITE SHALL REMAIN UNCHANGED; AND DECLARING AN EMERGENCY

WHEREAS, certain property presently located within the limits of the City of Mesquite is located within an area which was under first reading of annexation to the City of Dallas prior to the passage of the annexation order annexing the property by the City of Mesquite; and

WHEREAS, by virtue of the fact that that certain property, having been under the prior control and authority of the City of Dallas, the City of Mesquite has acquired no rights to that certain property; and

WHEREAS, in order to adjust the boundaries between the city limits of the City of Dallas and the City of Mesquite, the governing body has concluded that the hereinafter described area be disannexed by the City of Mesquite so that such area may be finally annexed by the City of Dallas, and to avoid any possible dispute as to the proper location of the city limits between the City of Dallas and the City of Mesquite.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That the hereinafter described territory be, and the same is hereby, disannexed from the City of Mesquite, Dallas County, Texas, and that the boundary limits of the City of Mesquite be, and the same are, hereby amended to exclude such described territory from the city limits of the City of Mesquite, and that the same shall not hereafter be included within the territorial limits of said city, and the inhabitants thereof shall no longer in any way be governed by the acts, ordinances, resolutions and regulations of said city. That the territory disannexed herein is described as follows, to-wit:

BEGINNING at a point in the South right-of-way line of Samuels Boulevard (also called Old East Pike) said point being 200 feet East along the said South right-of-way line from the Easterly right-of-way line of State Highway Loop No. 12 (also called Buckner Boulevard).

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THENCE South along a line 200 feet East of and parallel at 200 feet to the East line of said State Highway Loop No. 12 to a point 200 feet South of the South right-of-way line of the said Old East Pike;

THENCE West along a line 200 feet from and parallel at 200 feet to the South line of said Old East Pike to a point in the Easterly right-of-way line of said State Highway Loop No. 12;

THENCE Northerly and Northeasterly along the said Easterly right-of-way line of said State Highway Loop No. 12 to its intersection with the Southerly right-of-way line of U. S. Highway No. 67 and U. S. Highway No. 80;

THENCE Easterly along said U. S. Highway 67 Southerly right-of-way line to a point, said point being 200 feet from the Easterly right-of-way of said State Highway Loop No. 12;

THENCE Southerly along a line 200 feet from and parallel at 200 feet to the Easterly right-of-way line of said State Highway Loop No. 12 to the place of beginning.

SECTION 2. That the limits of the City of Mesquite shall remain unchanged except as may be modified herein by excluding from the limits of said city the territory described in Section 1 hereof.

SECTION 3. That it is the intention of the governing body of the City of Mesquite to disannex only such territory as may be properly disannexed by it, and should any portion of this ordinance be declared to be void and unenforceable, the remaining provisions of said ordinance shall remain in full force and effect.

SECTION 4. That the governing body of the City of Mesquite, in the exercise of its discretion as a home rule city, has concluded that the above described area should be disannexed so that the area may be annexed upon final reading by the City of Dallas, Texas, in order to adjust the common boundary line between said cities and due to the fact that the City of Dallas had the said area under first reading for annexation prior to the passage of the annexation ordinance by the City of Mesquite.

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SECTION 5. The fact that the present above described area, having been attempted to be annexed by both the City of Dallas and the City of Mesquite, that the City of Dallas having prior right thereto requires the realignment of the common boundary line between the said cities and creates an urgency and an emergency in the preservation of public health, safety, and welfare, and requires that this ordinance shall take effect immediately from and after its passage as the law in such cases requires.

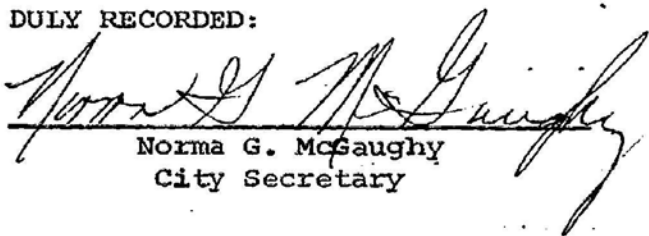
DULY PASSED on first and final reading by the Governing Body of the City of Mesquite, on the 15th day of February, 1960.



James Fontenot

Mayor

DULY RECORDED:

Norma G. McLaughly
City Secretary